

The court, after careful consideration of petitioner's 28 U.S.C. § 2254 petition for writ of habeas corpus, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, the objections of petitioner to the Report and Recommendation, as well as the governing authorities and the balance of the record, does hereby find and ORDER:

DATED this 4th day of January, 2008.

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ORDER DISMISSING § 2254 PETITION